

PART B - FEE(S) TRANSMITTAL

5-31-5

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MAY 26 2005

Mail Stop ISSUE FEE
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P.O. Box 1450
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(703) 746-4000

or Fax

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26619 7590 02/28/2005

DELTAGEN, INC.
1031 Bing Street
San Carlos, CA 94070

06/01/2005 WABDELR3 00000135 502775 09954483

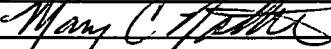
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Certificate of Mailing or Transmission

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Mary C. Notter	(Depositor's name)
	(Signature)
May 26, 2005	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/954,483	09/17/2001	Christian Siebel	RMES-02	6505

TITLE OF INVENTION: GENE TARGETING VECTORS COMPRISING CONDITIONAL POSITIVE SELECTION MARKERS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$300	\$1000	05/31/2005
EXAMINER	ART UNIT				CLASS-SUBCLASS
LEFFERS JR, GERALD G	1636				435-006000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
 "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 John E. Burke

2 Greenberg Traurig LLP

3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Deltagen, Inc.

San Carlos, CA

Please check the appropriate assignee category or categories (will not be printed on the patent): Individual Corporation or other private group entity Government

4a. The following fee(s) are enclosed:

Issue Fee
 Publication Fee (No small entity discount permitted)
 Advance Order - # of Copies _____

4b. Payment of Fee(s):

A check in the amount of the fee(s) is enclosed.
 Payment by credit card. Form PTO-2038 is attached.
 The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 502775 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature John E. Burke

Date May 26, 2005

Typed or printed name John E. Burke

Registration No. 35836

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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O I P E
MAY 26 2005
U.S. PATENT AND TRADEMARK OFFICE

**TRANSMITTAL LETTER
(General - Patent Pending)**

Docket No.
MES02

In Re Application Of: **Christian Siebel**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/954,483	September 17, 2001	Leffers Jr, Gerald G	26619	1636	6505

Title: **Gene Targeting Vectors Comprising Conditional Positive Selection Markers**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

1. Transmittal of Payment of Issue Fee
2. Part B -Fee(s) Transmittal
3. Return Postcard

in the above identified application.

No additional fee is required.

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Signature

Dated: **May 26, 2005**

John E. Burke, Reg. No. 35836
Greenberg Traurig
1200 17th Street, Suite 2400
Denver, CO 80202
303.685.7411
303.572.6540 (Fax)

cc:

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Mary 26, 2005

ED888670SS645

(Date)

Signature of Person Mailing Correspondence

Mary C. Notter

Typed or Printed Name of Person Mailing Correspondence

TRANSMITTAL OF PAYMENT OF ISSUE FEE (Small Entity)
(37 C.F.R. 1.311)

Docket No.
MES02

Applicant(s): Christian Siebel

TRADEMARK CENT.
MAY 26 2005

Application No. 09/954,483	Filing Date September 17, 2001	Examiner Leffers Jr, Gerald G	Customer No. 26619	Group Art Unit 1636	Confirmation No. 6505
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Invention: Gene Targeting Vectors Comprising Conditional Positive Selection Markers

**Mail Stop Issue Fee
 COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, VA 22313-1450**

Transmitted herewith are the following for the above-identified application.

Issue Fee Transmittal Form PTOL-85

Utility Fee: \$ 700.00 Design Fee: _____ Plant Fee: _____

Publication Fee: \$ 300.00

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Signature

John E. Burke, Reg. No. 35836
 Greenberg Traurig
 1200 17th Street, Suite 2400
 Denver, CO 80202
 303.685.7411
 303.572.6540 (fax)

Dated: May 26, 2005

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 May 26, 2005

(Date)

Signature of Person Mailing Correspondence

Mary C. Notter

Typed or Printed Name of Person Mailing Correspondence